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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number (Optional): 148/48674RE

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in U.S. Patent No. 6,288,278, granted September 11, 2001, and for which a reissue patent is sought on the invention entitled

3-AMINO-3-ARYLPROPAN-1-OL COMPOUNDS, THEIR PREPARATION AND USE

the specification of which

☒ is attached hereto,

☐ was filed on _____ as reissue application number _____ / _____
and was amended on _____

(if applicable)

I have reviewed and understand the contents of the above-identified application, including the claims as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. 1.56.

I verily believe the original patent to be wholly or partially inoperative or invalid, for the reasons described below. (Check all boxes that apply.)

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☒ by reason of other errors.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

1. Applicants believe that Claim 1 in the patent is more than applicants have the right to claim in view of three references uncovered during the examination of corresponding European patent application. Specifically, a compound disclosed in the specification is believed to have been disclosed in these references and therefore needs to be disclaimed from Claim 1.

2. The issued Claims do not reflect amendments to the Claims requested in the Preliminary Amendment filed on August 14, 2000, correcting numerous clerical errors.

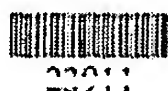
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute this application and transact all business in the United States Patent and Trademark Office connected therewith.

NAMES:

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

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